

In the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

1-11. (Withdrawn from Consideration)

12. (Presently Amended) Toner for a color printer and/or copier device, whereby the toner having different color pigmented particles, in a toner layer, is suitable to produce the color black and provided for the purpose of being fused by electromagnetic radiation and fixed onto an image ~~carrier~~ receiving substrate, characterized in that, the toner layer has ~~similar~~ absorption properties, during irradiation with electromagnetic radiation with ~~at least one wavelength out of~~ a predetermined wavelength ~~range~~, in the IR range below approximately 5 μ m, so as to absorb less than 10% of the energy as other toners in the toner layer that are provided to produce colors other than black.

13. (Cancelled)

14. (Presently Amended) Toner according to claim 12, characterized in that, the predetermined wavelength ~~range~~ is the range from 0.8 μ m to 3 μ m.

15. (Cancelled)

16. (Cancelled)

17. (Presently Amended) Toner according to claim ~~13~~ 12, characterized in that, the toner layer contains a combination of different colored particles that are provided to produce the colors cyan, magenta, and yellow.

18. (Presently Amended) Toner according to claim ~~13~~ 12, characterized in that, ~~it has no~~ the toner layer is not pigmented with carbon black.

U.S. Application No. 10/022,479 – Filed: December 17, 2001
Amendment Dated: October 1, 2003
Reply to Office Action Dated: April 28, 2003

19. (Presently Amended) Toner according to claim ~~13~~ 12, characterized in that, ~~it~~ the toner layer contains a portion of carbon black of less than 2% (by weight).

20. (Presently Amended) Toner according to claim ~~13~~ 12, characterized in that, ~~it~~ the toner layer contains neutral gray pigments.

21. (Cancelled)

22. (Cancelled)